#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

SIERRA et al

Application No.: New Application

Filed: December 6, 2001

Attorney Dkt. No.: 977777-11548A

For: VACCINE COMPOSITIONS CONTAINING TRANSFORMING GROWTH FACTOR ALPHA ( $TGF\alpha$ ). IT USE IN MALIGNANT DISEASES THERAPY.

### PRELIMINARY AMENDMENT

Commissioner for Patents Washington, D.C. 20231

December 6, 2001

Sir:

Prior to calculation of the filing fee and prior to the examination of this application, please amend the above-identified application as follows:

#### IN THE CLAIMS:

Please amend the following claims:

- 14. Immunization method with a vaccine composition according to claim 1, able to achieve specific antibodies against hTGFα.
- 18. Method of treatment of malignant diseases, such as epidermoide breast carcinomas, prostate, gastric, ovary epithelial cancer that express TGFα and other ligands of EGF-R, such as EGF, with a vaccine composition according to claim 1.

# REMARKS

The above amendment to the claims has been made to correct the multiple dependency of the claims and to put the application in better condition for examination.

Please charge any fee deficiency or credit any overpayment to Deposit Account No. 01-2300.

Respectfully submitted,

Robert B. Murray

Registration No. 22,980

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC 1050 Connecticut Avenue, N.W., Suite 600 Washington, D.C. 20036-5339

Tel: (202) 857-6000 Fax: (202) 638-4810

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## MARKED UP CLAIMS

- 14. Immunization method with a vaccine composition according to claim 1 [to 13], able to achieve specific antibodies against hTGFα.
- 18. Method of treatment of malignant diseases, such as epidermoide breast carcinomas, prostate, gastric, ovary epithelial cancer that express TGFα and other ligands of EGF-R, such as EGF, with a vaccine composition according to claim[s] 1 [to 13].